GOVERNMENT OF INDIA
HOME AFFAIRS
LOK SABHA

STARRED QUESTION NO:390
ANSWERED ON:19.08.2003
POTA
KAMAL NATH;PRABODH PANDA

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether the POTA Review Committee has received comments of the State Governments on POTA;

(b) if so, the details in this regard;

(c) whether copies of FIRs of the cases registered in States under POTA have also been received by the Union Government;

(d) if so, the facts and details in this regard;

(e) the number of cases so far reviewed by the Committee alongwith its findings in each case;

(f) the details of representations received by the Government on the said law; and

(g) the action contemplated by the Government to avoid the misuse of POTA?

Answer

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI I.D. SWAMI)

(a) to (g): A statement is laid on the Table of the House.

STATEMENT REFERRED TO IN REPLY TO LOK SABHA STARRED QUESTION NO. 390 FOR ANSWER ON 19.8 REGARDING POTA.

(a) & (b): The Review Committee on POTA addressed all State Governments/Union Territory Administrations to furnish information regarding the cases registered by them under POTO/POTA. The Committee has received information from the Governments of Tamil Nadu, Gujarat, Maharashtra, Uttar Pradesh, Sikkim, Himachal Pradesh and NCT of Delhi. Some other States have furnished ni information.

(c) & (d): Copies of FIRs are not required to be sent to Union Government by State Governments. However, the Review Committee has so far received copies of the FIRs of the cases registered under POTO/POTA from the State Governments of Gujarat and Uttar Pradesh.

(e): The Review Committee has initiated the process of reviewing the cases received by it.

(f): The Review Committee has received seventeen complaints from Tamil Nadu, four from Delhi, three from Uttar Pradesh and one from Jharkhand.

(g): The Central Government has constituted a Review Committee under section 60 of the Prevention of Terrorism Act, 2002 to take a comprehensive view of the use of the said Act in various States and accordingly give its findings and suggestions for removing shortcomings, if any, in the implementation of the said Act and to suggest measures to ensure that the provisions of the Act are invoked for combating terrorism only.